18-1002758-FB-39M

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

TD A CRY & A. LUB AN ARM

TRACEY M. HIMMEL,

Plaintiff,

-against-

JUDGMENT 98-CV-2758 (FB)

THE PEOPLE OF THE STATE OF NEW YORK. via their agent, DENIS E. DILLION, in his official capacity as the District Attorney of the County of Nassau and State of New York; LEONARD S. CLARK, in his official capacity as a Judge of the District Court of the County of Nassau and State of New York; ANGELO J. INGRASSIA, LOUIS C. PALELLA, and MARQUETTE L. FLOYD, in their official capacities as Associate Justices of the Appellate Term of the Ninth and Tenth Judicial Districts of the Second Department of the Supreme Court of the State of New York: JOSEPH W. BELLACOSA, in his official capacity as an Associate Judge of the Court of Appeals of the State of New York; and THEIR AGENTS AND ANY OTHERS ACTING FOR OR IN CONCERT WITH THEM.

Defendants.

A memorandum and order of the Honorable Frederic Block, United States District Judge, having been filed on January 15, 1999, granting the defendants' motion to dismiss the complaint pursuant to Fed. R. Civ. P. 12(b)(6) and (1); dismissing the complaint; and, ordering the Clerk of Court not to accept papers in any further actions by Himmel unless he receives the prior approval of a United States

CHM

Magistrate Judge; it is

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Page 2. JUDGMENT 98-CV-2758 (FB)

ORDERED and ADJUDGED that the plaintiff take nothing of the defendants; that the defendants' motion to dismiss the complaint is granted; and, that the Clerk of Court is ordered not to accept papers in any further actions by Himmel unless he receives the prior approval of a United States Magistrate Judge.

Dated: Brooklyn, New York January 20, 1999

> ROBERT C. HEINEMANN Clerk of Court